

To: Nash, Thomas[nash.thomas@epa.gov]; Patterson, Leslie[patterson.leslie@epa.gov]; maddie.smith@epa.state.oh.us[maddie.smith@epa.state.oh.us]; madelyn.smith@epa.state.oh.us[madelyn.smith@epa.state.oh.us]
Cc: Larry Silver (lsilver@lssh-law.com)[lsilver@lssh-law.com]
From: Blattner, Wray
Sent: Tue 11/12/2013 4:15:32 PM
Subject: South Dayton Dump & Landfill CERCLA Site: Draft Environmental Covenant
Environmental Covenant - v1.DOCX

Mr. Nash, Ms Patterson, and Ms Smith:

On behalf of NCR Corporation, Kelsey Hayes Company, and Hobart Corporation, I submit for your review and comment the attached draft Environmental Covenant which we believe would be appropriate for the "South Dayton Dump & Landfill" Site in Moraine, Ohio. The EC is consistent with Ohio EPA's current template as well as the EC that has been recorded with respect to the Miami County Incinerator CERCLA Site (which is located approximately 25 miles north of the South Dayton Dump & Landfill Site in Troy Ohio).

We will, of course, require the cooperation of the owners of the various properties located within the footprint of the SDDL Site and have initiated the process of seeking that cooperation.

Please review the draft EC and provide us with your comments, questions, and/or suggestions.

Thank you.

Wray Blattner

Thompson Hine LLP

Attorneys for NCR Corporation

wray.blattner@thompsonhine.com

(937) 443-6539

